

**(1) First and Final Account and Report of Successor Administrator and (2) Petition for Allowance of Ordinary and Extraordinary Commissions and Fees and (3) for Distribution [Prob. C. 9202; 10800; 10810; 10951; 11600; 11850(a)]**

<b>DOD: 12/13/2004</b>			<b>PUBLIC ADMINISTRATOR</b> , successor administrator, is petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Former Attorney for the estate, Sandra J. Smith, and personal representatives Eugene Tucker, James Tucker, and Dorothy Amey, would be entitled to a portion of the statutory fees pursuant to Probate Code §10805 and §10814.
			Account Period: 07/13/-12/20/2012		
<b>Cont. from</b>			Accounting - <b>\$95,000.00</b>		
	<b>Aff.Sub.Wit.</b>		Beginning - <b>\$95,000.00</b>		
✓	<b>Verified</b>		POH - <b>\$95,000.00</b>		
	<b>Inventory</b>		Administrator - <b>\$2,600.00</b> (Statutory)		
✓	<b>PTC</b>		X/O - <b>\$248.00</b>		
✓	<b>Not.Cred.</b>		(per Local Rule for preparation of taxes)		
✓	<b>Notice of Hrg</b>		Attorney - <b>\$2,600.00</b>		
✓	<b>Aff.Mail</b>	w/	Court Costs - <b>\$25.50</b>		
	<b>Aff.Pub.</b>		Bond - <b>\$98.95</b>		
	<b>Sp.Ntc.</b>		Petitioner states the total commissions, fees, and costs of administration are \$5,572.45.		
	<b>Pers.Serv.</b>		The total creditor claims, including the probate referee, are \$2,345.93. The total amount that the beneficiaries must pay is \$7,918.38. Upon full payment, petition requests distribution of the only asset of the estate, the real property, to the heirs of the decedent in 13 equal shares.		
	<b>Conf. Screen</b>		<b>Petitioner prays for and Order:</b>		
	<b>Letters 09/26/2006</b>		1. Approving, allowing and settling the first and final account.		
	<b>Duties/Supp</b>		2. Authorizing the administrator and attorney fees and commissions.		
	<b>Objections</b>		3. Payment of Bond fee.		
	<b>Video Receipt</b>				
	<b>CI Report</b>				
✓	<b>9202</b>				
✓	<b>Order</b>				
	<b>Aff. Posting</b>				
	<b>Status Rpt</b>				
	<b>UCCJEA</b>				
	<b>Citation</b>				
	<b>FTB Notice</b>				

**Reviewed by:** LV

**Reviewed on:** 02/06/2013

**Updates:**

**Recommendation:**

**File 1 - Tucker**

(1) First and Final Account and Report of Insolvent Estate by Successor Administrator; and (2) Petition for Allowance of Ordinary and Extraordinary Commissions and Fees and (3) for Distribution [Prob. C. 9202; 10800; 10810; 10951; 11600]

<b>DOD: 05/05/2006</b>			<b>PUBLIC ADMINISTRATOR</b> , successor administrator, is petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Former Attorney for the Estate, Richard Henderson, and personal representative, Patricia Greenup, would be entitled to a portion of the statutory fees pursuant to Probate Code § 10805 and § 10814.
			Account Period 05/18/2012-12/07/2012		
<b>Cont. from</b>			Accounting - <b>\$175,000.00</b>		
	<b>Aff.Sub.Wit.</b>		Beginning - <b>\$175,000.00</b>		
✓	<b>Verified</b>		POH - <b>\$11,512.29</b>		
	<b>Inventory</b>		Administrator - <b>\$2,600.00</b>		
✓	<b>PTC</b>		(Statutory)		
✓	<b>Not.Cred.</b>		X/O - <b>\$1,248.00</b>		
✓	<b>Notice of Hrg</b>		(per Local Rule for sale of real property and preparation of taxes)		
✓	<b>Aff.Mail</b>	w/	Attorney - <b>\$2,600.00</b>		
	<b>Aff.Pub.</b>		(Statutory)		
	<b>Sp.Ntc.</b>		Court Costs - <b>\$25.50</b>		
	<b>Pers.Serv.</b>		Bond - <b>\$218.75</b>		
	<b>Conf. Screen</b>		Closing - <b>\$1,500.00</b>		
	<b>Letters 01/02/2007</b>		Distribution to:		
	<b>Duties/Supp</b>		Patricia Greenup - <b>\$2,509.98</b>		
	<b>Objections</b>		Daniel Garza - <b>\$375.06</b>		
	<b>Video Receipt</b>		Petitioner states after only partial payment of the reimbursements for funeral expenses, there is no estate remaining to distribute to the heirs or the State.		
	<b>CI Report</b>				
✓	<b>9202</b>				
✓	<b>Order</b>				
	<b>Aff. Posting</b>				
	<b>Status Rpt</b>				
	<b>UCCJEA</b>				
	<b>Citation</b>				
	<b>FTB Notice</b>				

**Petitioner prays for an Order:**

1. Approving, allowing and settling the first and final account.
2. Authorizing the administrator and attorney fees and commissions.
3. Payment of Bond fee.

**Reviewed by:** LV

**Reviewed on:** 02/06/2013

**Updates:**

**Recommendation:**

**File 2 - Garza**

## Second Account Current and Report of Trustee: Petition for Allowance of Compensation to Trustee and Attorney

<b>DOD: 11/22/2006</b>			<b>PUBLIC GUARDIAN</b> , successor trustee, is petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
			Account period: 07/01/2010-06/30/2012		1. The Bond fee of \$490.76 is not reflected in the order.	
<b>Cont. from</b>			Accounting - <b>\$333,807.60</b>		<b>Note: If the petition is granted status hearings will be set as follows:</b>	
	<b>Aff.Sub.Wit.</b>		Beginning - <b>\$332,290.67</b>		<b>• Friday, 02/13/2015 at 9:00a.m. in Dept. 303</b> for the filing of the third account.  Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.	
✓	<b>Verified</b>		Ending POH - <b>\$326,901.67</b>			
	<b>Inventory</b>		Administrator - <b>\$434.00</b>			
	<b>PTC</b>		(3 Staff hours x 76/hr and 2.15 Deputy hours x \$96/hr)			
	<b>Not.Cred.</b>		Attorney - <b>\$1,250.00</b>			
✓	<b>Notice of Hrg</b>		(Per Local Rule)			
✓	<b>Aff.Mail</b>	w/	Bond - <b>\$490.76</b>			
	<b>Aff.Pub.</b>		<b>Petitioner prays for a an Order:</b>			
	<b>Sp.Ntc.</b>		1. Approving, allowing and settling the second account.			
	<b>Pers.Serv.</b>		2. Authorizing the administrator and attorney fees and commissions.			
	<b>Conf. Screen</b>		3. Payment of Bond fee.			
	<b>Letters</b>					
	<b>Duties/Supp</b>					
	<b>Objections</b>					
	<b>Video Receipt</b>					
	<b>CI Report</b>					
	<b>9202</b>					
✓	<b>Order</b>					
	<b>Aff. Posting</b>					
	<b>Status Rpt</b>					
	<b>UCCJEA</b>					
	<b>Citation</b>					
	<b>FTB Notice</b>					
					<b>Reviewed by:</b> LV	
					<b>Reviewed on:</b> 02/07/2012	
					<b>Updates:</b>	
					<b>Recommendation:</b>	
					<b>File 3 - Hernandez</b>	

**Atty**

**Urbatsch, Kevin (of San Francisco, for Wells Fargo Bank, N.A. – Trustee – Petitioner)**

**(1) Fourth Account and Report of Trustee and Andrew J. Reyes Trust, (2) Petition to Settle Account, and (3) to Fix and Allow Trustee and Attorney Fees (Prob. C. 1060)**

Age: Approx 16 yrs		
	Aff.Sub.Wit.	
✓	Verified	
	Inventory	
	PTC	
	Not.Cred.	
✓	Notice of Hrg	
✓	Aff.Mail	w
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
✓	Order	X
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

<b>WELLS FARGO BANK, N.A.,</b> Trustee, is Petitioner.	
Account period: 11-1-10 through 10-31-12	
Accounting:	\$358,895.08
Beginning POH:	\$319,901.22
Ending POH:	\$339,804.74 (\$12,475.07 is cash)
Trustee: \$10,495.26 (1.5% of the fair market value of the assets for per year - See current Special Needs Trust fee schedule at Exhibit B)	
Attorney: \$1,530.00 (itemized at Exhibit C – includes \$435 filing fee)	
Petitioner prays for an order: <div>1. The court find that notice of hearing has been given as required by law; 2. The court make an order approving, allowing and settling the Fourth Account as filed; 3. The court authorize and direct Petitioner to pay the trustee's and attorney's fees as requested for services rendered; and 4. For such other relief that the Court deems proper.</div>	

<b>NEEDS/PROBLEMS/COMMENTS:</b>
<div>1. The Court may require clarification regarding the requested Trustee's fee. Customarily, fees granted in this type of trust have been 0.75%. Here, Petitioner requests 1.5% according to its current Special Needs Trust Fee Schedule. Examiner notes that the Court previously approved fees at 1.35% (per 3<sup>rd</sup> Account settled 3-10-11).</div> <div>The Court may require additional information regarding the increase since the last account period and the difference between the amount requested and the customary percentage granted in similar trusts under this Court's supervision.</div> <div>2. Examiner has interlineated the proposed order by hand to comply with Local Rule 7.6.1.C: All orders settling accounts shall contain a statement as to the balance of the estate on hand, specifically noting the amount of cash included in the balance. However, the Court may prefer to require Petitioner to present a new order for signature.</div>
Reviewed by: skc
Reviewed on: 2-6-13
Updates:
Recommendation:
File 4 - Reyes

Atty Kruthers, Heather H. (for Public Guardian – Conservator)

Atty Lind, Ruth P. (Court Appointed for Conservatee - Petitioner)

(1) Petition for Attorneys Fees and (2) For Order Terminating Appointment as Counsel and Requiring no Further Services (Probate Code 1472)

Age: 85		RUTH P. LIND, Petitioner was Court appointed to represent the Conservatee on 09/04/12.	NEEDS/PROBLEMS/COMMENTS:
		PUBLIC GUARDIAN was appointed Conservator of the Person and Estate on 11/02/10. On 07/31/12 PUBLIC GUARDIAN filed a Petition for Exclusive Authority to Give Consent for Medical Treatment seeking Dementia Powers and on 08/28/12 filed its First Account and Report of Conservator.	
Cont. from		Petitioner request fees in connection with the representation of the Conservatee for the PUBLIC GUARDIAN'S Petition for Exclusive Authority to Give Consent for Medical Treatment seeking Dementia Powers and First Account and report of Conservator.	
	Aff.Sub.Wit.		
✓	Verified	Petitioner asks that she be paid from the conservatorship estate for <b>4.85 hours @ \$250/hr. plus costs in the amount of \$435.00 for a total of \$1,647.50.</b>	
	Inventory		
	PTC	Services are itemized by date. Declaration of Petitioner states that services rendered were for Conferences with Public Guardian, staff at Sunrise, staff at Golden Living Center, review of documents and attendance at hearing.	
	Not.Cred.		
✓	Notice of Hrg	Petitioner believes that further representation of the conservatee is unnecessary and requests that the Court terminate her appointment as counsel for the conservatee.	
✓	Aff.Mail w/		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

Reviewed by: JF
Reviewed on: 02/06/13
Updates:
Recommendation:
File 5 - Miller

**(1) Second and Final Account and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney**

<b>DOD: 08/18/2012</b>			<b>PUBLIC GUARDIAN</b> , conservator, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
			Account period: 04/05/2012 – 08/18/2012	1. Need proof of service of Notice of Hearing per Probate Code § 1460(b)(6) on the following: <ul style="list-style-type: none"> <li>Irene Lopez</li> <li>Fred Lopez</li> <li>Daniel Lopez, Jr.</li> </ul>
			Accounting - <b>\$8,660.96</b>	
			Beginning POH - <b>\$3,624.02</b>	
			Ending POH - <b>\$2,469.67</b>	
<b>Cont. from</b>			Subsequent period: 08/19/2012 – 10/02/2012	
	<b>Aff.Sub.Wit.</b>		Accounting - <b>\$6,847.67</b>	
✓	<b>Verified</b>		Beginning POH - <b>\$2,496.67</b>	
	<b>Inventory</b>		Ending POH - <b>\$3,902.00</b>	
	<b>PTC</b>		Conservator - <b>\$1,731.68</b>	
	<b>Not.Cred.</b>		(5 Staff Hours x \$76/hr and 14.08 Deputy Hours x \$96/hr)	
✓	<b>Notice of Hrg</b>		Attorney - <b>\$625.00</b>	
✓	<b>Aff.Mail</b>	w/	(Per Local Rule)	
	<b>Aff.Pub.</b>		Bond Fee - <b>\$25.00</b> (o.k.)	
	<b>Sp.Ntc.</b>		Petitioner requests that due to the insufficiency of the estate to pay fees and commissions that a lien be imposed upon the estate for any unpaid balances of the authorized fees and commissions.	
	<b>Pers.Serv.</b>			
	<b>Conf. Screen</b>			
	<b>Letters</b>			
	<b>Duties/Supp</b>			
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
	<b>9202</b>			
✓	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
	<b>FTB Notice</b>			
			<b>Petitioner prays for an Order:</b>	<b>Reviewed by:</b> LV <b>Reviewed on:</b> 02/05/2013 <b>Updates:</b> <b>Recommendation:</b> <b>File 6 - Lopez</b>
			1. Approving, allowing and settling the second account. 2. Authorizing the conservator and attorney fees and commissions. 3. Payment of the bond fee. 4. Authorized petition to impose a lien on the estate for any unpaid balances of authorized fees and commissions.	

**Petition for Authority to Create a Special Needs Trust and for Authority to Invest in Mutual Funds and Bonds with a Maturity Date Greater Than Five Years**

<b>Age:</b> 10	<p><b>JANIE DOMINGUEZ</b>, Mother, is Petitioner.</p> <p>Petitioner states that as a result of an auto accident during her pregnancy, her twin sons were born prematurely. Johnny sustained an intercranial hemorrhage which resulted in permanent brain injury and causing both cognitive and developmental dysfunction. He will never read above a five-year-old level, his speech is permanently delayed and he is functioning at the end of a wide range of cognitive tests.</p> <p>Subsequent to the accident, a settlement was reached in 03CECG0086 DSB, and Petitioner now seeks the additional order to establish a Special Needs Trust for Johnny to preserve his future and current eligibility to receive asset-sensitive public benefits.</p> <p>After payment of attorney fees and costs and upon Court approval, Johnny is going to receive \$686,841.23 and periodic payments as set forth below. Petitioner requests that said settlement monies be paid directly to a Special Needs Trust (attached). If received outside of a Special Needs Trust, the funds would cause loss of Medi-Cal benefits. It is likely that Johnny will rely on Medi-Cal for a great majority of his medical needs. The primary purposes of the trust is to supplement those needs and to enhance Johnny's quality of life. Johnny has a disability that substantially impairs his ability to provide for his own care or custody and constitutes a substantial handicap. He is likely to have special needs that will not be met without the trust. The money to be paid does not exceed the amount which appears reasonably necessary to meet Johnny's special needs.</p> <p align="center"><b><u>SEE ADDITIONAL PAGES</u></b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. The trust at §4.1 authorizes the trustee to make distributions in the trustee's discretion for special needs, which may include the purchase of assets such as vehicle, electronics, etc. The Court may require court authorization for the purchase of such assets to ensure appropriate title and inventory, etc., as assets of the SNT. Therefore, additional language at §4.1 may be necessary to distinguish between disbursements and distributions: Disbursements for special needs may be made in the trustee's good faith discretion without court approval, but court approval would be required for major distributions.</p> <p>2. The trust at §4.3 allows the trustee to provide in-kind support and maintenance as allowed by public benefits programs rules. The Court may require clarification and language requiring prior Court authorization for such in-kind exchange upon account.</p>
<b>DOB:</b> 2-9-02		
<b>Cont. from 010213</b>		
<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>		
<input checked="" type="checkbox"/> <b>Aff.Mail</b> w		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		

Page 2

**Petitioner states the proceeds (\$686,841.23), after payment of attorney fees and costs, will be allocated as follows:**

- \$120,000.00 initial funding of SNT
- The remainder will be used to purchase an annuity from Berkshire Hathaway Life Insurance Company of Nebraska for \$566,841.23, which will produce the following payments to the trust:
  - 2-9-20 (Johnny's 18<sup>th</sup> birthday) \$20,000.00 lump sum plus \$1,118.00/month for 40 years certain and life compounding annually at 3%
  - \$10,000.00 on 2-9-21, 2-9-22, and 2-9-23
  - \$50,000.00 on 2-9-29 (Johnny's 27<sup>th</sup> birthday)

**Petitioner requests compensation for the trustees at an hourly rate of \$125/hour or the then-current hourly rate.** The proposed trustee is Perine & Dicken Professional Fiduciaries and Conservators, each trustee authorized to act independently.

**Petitioner requests bond of \$134,640.00** based on the initial funding amount of \$120,000.00, annual interest of \$2,400.00, and 10% cost of recovery.

**Petitioner requests authority to invest in mutual funds and bonds with a maturity date greater than five years** pursuant to Probate Code §2574(c).

**Petitioner prays for an Order that:**

1. All notices of time and place of the hearing have been given as required by law;
2. The *Johnny Miranda Special Needs Trust* be approved and established pursuant to 42 USC §1396p(d)(4)(A);
3. Perine & Dicken Professional Fiduciaries and Conservators, consisting of Ronald Dicken, Patricia Dicken, Karen Steele and Christopher Kennedy, be appointed Trustee of the SNT;
4. Perine & Dicken be required to post bond in the amount of \$134,640.00;
5. Perine & Dicken be authorized and directed to pay itself periodic compensation on account pursuant to Probate Code §15682 at an hourly rate of \$125/hour or the then-current hourly rate. Petitioner requests authorization to take compensation on a monthly basis upon submission of an invoice for services;
6. Perine & Dicken be authorized to invest in mutual funds and bonds with a maturity date greater than five years; and
7. Any other orders the court deems just and proper.



8

Darlene Kaye Hanggi aka Darlene K. Hanggi, aka Darlene Kay  
 Boethel-Hanggi (Estate)

Case No. 12CEPR01149

Atty

Gin, Robert W. (for Terri Denise Gill – daughter/Petitioner)

Petition for Probate of Will and for Letters Testamentary; Authorization to  
 Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 04/14/12		TERRI DENISE GILL, daughter/named Executor without bond, is Petitioner.  Full IAEA – ok  Will dated 09/17/10  Residence: Riverdale Publication: The Business Journal  <b>Estimated Value of the Estate:</b> Annual income        -        \$16,000.00 Real property        -        \$90,000.00 <b>Total                        -        \$106,000.00</b>  Probate Referee: <b>RICK SMITH</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <div>1. <del>Need date of death of</del>  <del>predeceased son, Leighton</del>  <del>Howard Lewis pursuant to</del>  <del>Local Rule 7.1.1D.</del></div> <b>Note: If the petition is granted</b> <b>status hearings will be set as</b> <b>follows:</b>  <div>• <b>Friday, 07/19/13 at 9:00a.m. in</b>  <b>Dept. 303</b> for the filing of the  inventory and appraisal; <b>and</b></div> <div>• <b>Friday, 04/18/14 at 9:00a.m. in</b>  <b>Dept. 303</b> for the filing of the first  account and final distribution.</div> Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.    s/p		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail        w/		
<input checked="" type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Reviewed by: JF	
Reviewed on: 02/06/13	
Updates: 02/08/13	
Recommendation: SUBMITTED	
File 8 - Hanggi	

Petition for Probate of Will and for Letters Testamentary; Authorization to  
Administer Under IAEA (Prob. C. 8002, 10450)

<b>DOD: 04/09/12</b>		<b>CORY W. BROCK</b> , son/named Executor without bond, is Petitioner.  Full IAEA – OK  Will dated 05/09/05  Residence: Clovis Publication: The Business Journal  <u><b>Estimated Value of the Estate:</b></u> Personal property - \$ 77,500.00 Annual income - \$ 56,400.00 Real property - \$290,500.00 <b>Total - \$424,400.00</b>  Probate Referee – <b>RICK SMITH</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <del>2. Need date of death of predeceased spouse and daughter, Jill Brock, pursuant to Local Rule 7.1.1D.</del>  <b>Note: If the petition is granted status hearings will be set as follows:</b>  <ul style="list-style-type: none"> <li>• Friday, 07/19/13 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal; <b>and</b></li> <li>• Friday, 04/18/14 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution.</li> </ul> Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.	
<b>Cont. from</b>				
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>			s/p
<input checked="" type="checkbox"/>	<b>Verified</b>			
<input type="checkbox"/>	<b>Inventory</b>			
<input type="checkbox"/>	<b>PTC</b>			
<input type="checkbox"/>	<b>Not.Cred.</b>			
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>			
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>			w/
<input checked="" type="checkbox"/>	<b>Aff.Pub.</b>			
<input type="checkbox"/>	<b>Sp.Ntc.</b>			
<input type="checkbox"/>	<b>Pers.Serv.</b>			
<input type="checkbox"/>	<b>Conf. Screen</b>			
<input checked="" type="checkbox"/>	<b>Letters</b>			
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>			
<input type="checkbox"/>	<b>Objections</b>			
<input type="checkbox"/>	<b>Video Receipt</b>			
<input type="checkbox"/>	<b>CI Report</b>			
<input type="checkbox"/>	<b>9202</b>			
<input checked="" type="checkbox"/>	<b>Order</b>			
<input type="checkbox"/>	<b>Aff. Posting</b>			
<input type="checkbox"/>	<b>Status Rpt</b>			
<input type="checkbox"/>	<b>UCCJEA</b>			
<input type="checkbox"/>	<b>Citation</b>			
<input type="checkbox"/>	<b>FTB Notice</b>			

<b>Reviewed by:</b> JF
<b>Reviewed on:</b> 02/06/13
<b>Updates:</b> 02/11/13
<b>Recommendation:</b> SUBMITTED
<b>File 9 - Brock</b>

<b>DOD: 11/20/12</b>		<b>MORRIS R. MARTINEZ</b> , son/named	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Executor without bond, is	
		Petitioner.	1. <del>The Petition is blank at item 3(b) which is to specify the Decedent's residence at the time of death. <b>Note:</b> The Examiner is unable to verify that publication in The Business Journal is appropriate without the location of decedent's residence.</del>
<b>Cont. from</b>		Full IAEA – OK	<b>Note: If the petition is granted status hearings will be set as follows:</b>
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	s/p	
<input checked="" type="checkbox"/>	<b>Verified</b>		<ul style="list-style-type: none"> <li>• <b>Friday, 07/19/13 at 9:00a.m. in Dept. 303</b> for the filing of the inventory and appraisal; <b>and</b></li> <li>• <b>Friday, 04/18/14 at 9:00a.m. in Dept. 303</b> for the filing of the first account and final distribution.</li> </ul>
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		<b>Reviewed by:</b> JF <b>Reviewed on:</b> 02/06/13 <b>Updates:</b> 02/08/13 <b>Recommendation:</b> SUBMITTED <b>File 10 - Martinez</b>
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	w/	
<input checked="" type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input checked="" type="checkbox"/>	<b>Letters</b>		
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		

**Atty Gingo, George M.**

Age:		
DOD:		
Cont. from		
	Aff.Sub.Wit.	
	Verified	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	
	Aff.Mail	
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

## OFF CALENDAR

**Second and Final Account settled 6-28-12**

Reviewed by: skc

Reviewed on: 2-6-13

**Updates:****Recommendation:**

File 11 - Franco

**Atty**      **Rodriguez, Christina (pro per – mother/Petitioner)**

**Atty**      **Rodriguez, Rosendo (pro per – step-father/Petitioner)**

**Petition for Termination of Guardianship**

<b>Age: 6</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>  No Examiner notes are being published for this matter.
<b>Cont. from</b>		
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	
<input type="checkbox"/>	<b>Verified</b>	
<input type="checkbox"/>	<b>Inventory</b>	
<input type="checkbox"/>	<b>PTC</b>	
<input type="checkbox"/>	<b>Not.Cred.</b>	
<input type="checkbox"/>	<b>Notice of Hrg</b>	
<input type="checkbox"/>	<b>Aff.Mail</b>	
<input type="checkbox"/>	<b>Aff.Pub.</b>	
<input type="checkbox"/>	<b>Sp.Ntc.</b>	
<input type="checkbox"/>	<b>Pers.Serv.</b>	
<input type="checkbox"/>	<b>Conf. Screen</b>	
<input type="checkbox"/>	<b>Letters</b>	
<input type="checkbox"/>	<b>Duties/Supp</b>	
<input type="checkbox"/>	<b>Objections</b>	
<input type="checkbox"/>	<b>Video Receipt</b>	
<input type="checkbox"/>	<b>CI Report</b>	
<input type="checkbox"/>	<b>9202</b>	
<input type="checkbox"/>	<b>Order</b>	
<input type="checkbox"/>	<b>Aff. Posting</b>	
<input type="checkbox"/>	<b>Status Rpt</b>	
<input type="checkbox"/>	<b>UCCJEA</b>	
<input type="checkbox"/>	<b>Citation</b>	
<input type="checkbox"/>	<b>FTB Notice</b>	
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 02/06/13
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 12 - Lopez</b>

Aliyah age: 7 yrs		<b>THERE IS NO TEMPORARY. Temporary was dismissed.</b>  <b>TERESA AROSTIGUI</b> , maternal grandmother, is petitioner.  Father: <b>MODESTO ALANIS III</b>  Mother: <b>PAULA LOPEZ ALANIS</b>  Paternal grandfather: Modesto Alanis, Jr. Paternal grandmother: Margaret Alanis Maternal grandfather: Paul Lopez  <b>Petitioner states</b> the children have been in her care since birth. Mother is a chronic alcoholic and was charged with driving under the influence on 11/29/12. Father is incarcerated and has not had a relationship with the children.  <b>Court Investigator Jennifer Young's Report filed on 12/6/13</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Petitioner Teresa Arostigui's fee waiver was denied on 12/17/12. Therefore filing fees totaling \$265.00 are now due (\$40 for the temporary petition and \$225 for the general petition.)  2. Need Notice of Hearing.  3. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: a. Modesto Alanis III (father) b. Paula Alanis (mother)  4. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: a. Modesto Alanis, Jr (paternal grandfather) b. Margaret Alanis (paternal grandmother) c. Paul Lopez (maternal grandfather)
Saphira age: 3 yrs			
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg	X	
	Aff.Mail	X	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	X	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
<b>Reviewed by: KT</b>			
<b>Reviewed on: 2/6/13</b>			
<b>Updates:</b>			
<b>Recommendation:</b>			
<b>File 13 - Alanis</b>			

Nathan, 6			<b>TEMPORARY GRANTED EX PARTE TO PETITIONERS KIMBERLY AND RONNIE VIDAURRI EXPIRES 2-13-13</b>  <b>GENERAL HEARING 4-3-13</b>  <b>KIMBERLY AND RONNIE VIDAURRI</b> , Paternal Aunt and Uncle, are Petitioners.  Father: <b>DANIEL BOONE</b> - Copy of Nomination of <b>KIMBERLY AND RONNIE VIDAURRI</b> as Guardian and Consent and Waiver of Notice to <u>this petition</u> filed 1-31-13  Mother: <b>JENNIE MENDEZ</b>  Paternal Grandfather: Richard Boone Paternal Grandmother: Brenda Boone  Maternal Grandfather: Unknown Maternal Grandmother: Unknown  <b>Petitioners state:</b> The father was given custody and the mother was given supervised visitation pursuant to a juvenile dependency order. On or about 12-21-12, the father called Petitioners and asked them to pick up the children, and the children have been in their custody since then. The father is currently homeless.  Petitioners state that on 1-29-13, the mother and Ramona Trejo came to their door with the Riverside County Sheriff's Department. However, the current court orders only award the mother supervised visitation and Ms. Vidaurri has a power of attorney from her brother (the father) so the deputy said the children must remain with Ms. Vidaurri. Although the children are enrolled in school, Petitioners are concerned that the mother or Ms. Trejo will try to kidnap them. Petitioners are in need of immediate orders to prevent further disruption to the children's lives.  Petitioners request that the Court excuse notice of the mother because she is believed to be homeless and drug addicted.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Note:</u> Temporary guardianship previously granted 1-3-13 to <b>RAMONA TREJO</b> (non-relative) was rescinded via ex parte order on 1-23-13 and denied per minute order 1-28-13.  Hearing on Ms. Trejo's general guardianship petition is currently scheduled for 3-6-13.  <u><b>SEE ADDITIONAL PAGES</b></u>
Daniel, 5				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg	X		
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.	X		
✓	Conf. Screen			
	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			

**NEEDS/PROBLEMS/COMMENTS:**

- 1. Background:** Pursuant to a Juvenile Court exit order dated 6-10-10, the father was awarded sole legal and physical custody and the mother was awarded supervised visitation. The Juvenile Court exit order created a Family Court case; however, there has been no activity in the Family Court case since the case was created with the Juvenile Court order on 6-10-10.

Petitioners state the minor children have been residing with them in Winchester, CA since December 2012 at the father's request and pursuant to a Power of Attorney (Minor Child) signed by the father. Petitioners commenced a probate guardianship action in Riverside County on 1-23-13 (Case No. MCP1300031), which had a hearing set for 1-29-13.

Separately, Ramona Trejo, a non-relative, with consent of the mother, petitioned this Court for temporary and general guardianship of the children, and temporary guardianship was granted to Ms. Trejo on 1-3-13. Petitioners' ex parte application filed 1-23-13 states they only accidentally discovered this proceeding when researching in connection with their Riverside petition.

On 1-31-13, pursuant to Petitioners' ex parte application filed 1-23-13, and to preserve the status quo with regard to the children's current residence, the Court rescinded Ms. Trejo's temporary guardianship order. The Court granted temporary guardianship to Petitioners on an ex parte basis pending the outcome of this hearing.

**At this time, the Court may require information regarding the status of the action in Riverside County, and may require additional information regarding the appropriate venue for guardianship to proceed with reference to Probate Code §2200 et seq.**

- 2. Ms. Trejo's petition indicated that the children may have Indian ancestry on their father's side.** However, Mr. and Mrs. Viduarri (the paternal aunt and uncle) indicate in their petition that the children do not have Indian ancestry.

If general guardianship is to proceed in Fresno Superior Court, the Court may require the Notice of Child Custody Proceeding for Indian Child (ICWA-030) to be completed by Petitioners and served on the appropriate parties/agencies by Petitioners' attorney prior to the general hearing, unless it is determined that ICWA does not apply.

- 3.** Petitioners request the Court excuse Notice of Hearing to the mother because she is believed to be homeless and drug addicted. If notice is not excused, need proof of service of Notice of Hearing with a copy of this Temporary Petition at least five Court days prior to the hearing per Probate Code §2250(e).
- 4. If temporary letters are extended, need new temporary letters prepared by attorney.**